

Exhibit 1

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

BLUE SPIKE, LLC

v.

TEXAS INSTRUMENTS, INC.

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CASE NO. 6:12-cv-499

BLUE SPIKE, LLC

v.

SHAZAM ENTERTAINMENT LTD.

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CASE NO. 6:12-cv-500

BLUE SPIKE, LLC

v.

IPHARRO MEDIA, INC., et al.

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CASE NO. 6:12-cv-502

BLUE SPIKE, LLC

v.

VIGGLE, INC.

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CASE NO. 6:12-cv-526

BLUE SPIKE, LLC

v.

FREE STREAM MEDIA CORP.

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CASE NO. 6:12-cv-527

BLUE SPIKE, LLC

v.

THE ECHO NEST CORP.

CASE NO. 6:12-cv-528

BLUE SPIKE, LLC

v.

PEER MEDIA TECHNOLOGIES, INC.

CASE NO. 6:12-cv-529

BLUE SPIKE, LLC

v.

TUNESAT, LLC

CASE NO. 6:12-cv-533

BLUE SPIKE, LLC

v.

VERCURY, INC.

CASE NO. 6:12-cv-534

BLUE SPIKE, LLC

v.

SOUNDHOUND, INC.

CASE NO. 6:12-cv-537

BLUE SPIKE, LLC

v.

VOBILE, INC.

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CASE NO. 6:12-cv-539

BLUE SPIKE, LLC

v.

ATTRIBUTOR CORP.

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CASE NO. 6:12-cv-540

BLUE SPIKE, LLC

v.

CIVOLUTION USA, INC., et al.

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CASE NO. 6:12-cv-557

BLUE SPIKE, LLC

v.

GOOGLE INC.

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CASE NO. 6:12-cv-558

BLUE SPIKE, LLC

v.

ADOBE SYSTEMS, INC.

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CASE NO. 6:12-cv-564

BLUE SPIKE, LLC

v.

UMAMI CO.

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CASE NO. 6:12-cv-565

BLUE SPIKE, LLC

v.

IRDETO USA INC., et al.

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CASE NO. 6:12-cv-567

BLUE SPIKE, LLC

v.

ZEITERA, LLC, et al.

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CASE NO. 6:12-cv-568

BLUE SPIKE, LLC

v.

WIOFFER, LLC

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CASE NO. 6:12-cv-570

BLUE SPIKE, LLC

v.

TECHNICOLOR USA, INC., et al.

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CASE NO. 6:12-cv-572

BLUE SPIKE, LLC

v.

AUDIBLE MAGIC CORP., et al.

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CASE NO. 6:12-cv-576

BLUE SPIKE, LLC

v.

ROVI CORP., et al.

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CASE NO. 6:12-cv-577

BLUE SPIKE, LLC

v.

YOUWEB, LLC, et al.

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CASE NO. 6:12-cv-580

BLUE SPIKE, LLC

v.

SMRTV, INC.

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CASE NO. 6:12-cv-581

BLUE SPIKE, LLC

v.

ACTV8, INC.

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CASE NO. 6:12-cv-582

BLUE SPIKE, LLC	§	
	§	
v.	§	
	§	CASE NO. 6:12-cv-586
BROADCAST MUSIC, INC., et al.	§	
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	§	

BLUE SPIKE, LLC	§	
	§	
v.	§	
	§	CASE NO. 6:12-cv-587
THE NIELSEN COMPANY (US) LLC	§	
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BLUE SPIKE, LLC	§	
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v.	§	
	§	CASE NO. 6:12-cv-594
CBS INTERACTIVE, INC., et al.	§	
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BLUE SPIKE, LLC	§	
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v.	§	
	§	CASE NO. 6:12-cv-595
CLEAR CHANNEL BROADCASTING, INC.	§	
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BLUE SPIKE, LLC	§	
	§	
v.	§	
	§	CASE NO. 6:12-cv-598
SOUNDMOUSE LTD.	§	
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BLUE SPIKE, LLC

v.

SECUGEN CORPORATION

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CASE NO. 6:12-cv-607

BLUE SPIKE, LLC

v.

ZKTECO, INC., et al.

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CASE NO. 6:12-cv-608

BLUE SPIKE, LLC

v.

FULCRUM BIOMETRICS, LLC, et al.

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CASE NO. 6:12-cv-610

BLUE SPIKE, LLC

v.

FUJITSU AMERICA, INC., et al.

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CASE NO. 6:12-cv-616

BLUE SPIKE, LLC

v.

GREEN BIT, INC., et al/

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CASE NO. 6:12-cv-645

BLUE SPIKE, LLC	§	
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v.	§	
	§	CASE NO. 6:12-cv-646
TVTAK USA, INC., et al.	§	
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BLUE SPIKE, LLC	§	
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v.	§	
	§	CASE NO. 6:12-cv-647
INNOVATRICS S.R.O., et al.	§	
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	§	

BLUE SPIKE, LLC	§	
	§	
v.	§	
	§	CASE NO. 6:12-cv-648
BIOLINK SOLUTIONS LTD., et al.	§	
	§	
	§	

BLUE SPIKE, LLC	§	
	§	
v.	§	
	§	CASE NO. 6:12-cv-680
L-1 IDENTITY SOLUTIONS, INC., et al.	§	
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BLUE SPIKE, LLC	§	
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v.	§	
	§	CASE NO. 6:12-cv-681
LUMIDIGM, INC.	§	
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BLUE SPIKE, LLC

v.

BMAT LICENSING, S.L.

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CASE NO. 6:12-cv-682

BLUE SPIKE, LLC

v.

TV INTERACTIVE SYSTEMS, INC.

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CASE NO. 6:12-cv-684

BLUE SPIKE, LLC

v.

3M COGENT, INC.

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CASE NO. 6:12-cv-685

BLUE SPIKE, LLC

v.

ANTHEUS TECHNOLOGY, INC.

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CASE NO. 6:12-cv-686

BLUE SPIKE, LLC

v.

AWARE, INC.

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CASE NO. 6:12-cv-687

BLUE SPIKE, LLC

v.

IMAGEWARE SYSTEMS, INC.

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CASE NO. 6:12-cv-688

BLUE SPIKE, LLC

v.

PRECISE BIOMETRICS, INC., et al.

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CASE NO. 6:12-cv-694

BLUE SPIKE, LLC

v.

DIGITALPERSONA CORP.

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CASE NO. 6:12-cv-759

BLUE SPIKE, LLC

v.

ACCU-TIME SYSETMS, INC.

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CASE NO. 6:13-cv-37

BLUE SPIKE, LLC

v.

ANIMETRICS, INC.

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CASE NO. 6:13-cv-38

BLUE SPIKE, LLC

v.

ANVIZ GLOBAL, INC.

CASE NO. 6:13-cv-39

BLUE SPIKE, LLC

v.

AOPTIX TECHNOLOGIES, INC.

CASE NO. 6:13-cv-40

BLUE SPIKE, LLC

v.

ASURE SOFTWARE, INC.

CASE NO. 6:13-cv-44

BLUE SPIKE, LLC

v.

BIOMETRIKA, S.R.L., et al.

CASE NO. 6:13-cv-45

BLUE SPIKE, LLC

v.

DAON, INC.

CASE NO. 6:13-cv-47

BLUE SPIKE, LLC

v.

**DERMALOG IDENTIFICATION
SYSTEMS, GMBH, et al.**

CASE NO. 6:13-cv-53

BLUE SPIKE, LLC

v.

**FUTRONIC TECHNOLOGY CO., LTD.,
et al.**

CASE NO. 6:13-cv-54

BLUE SPIKE, LLC

v.

IRITECH, INC.

CASE NO. 6:13-cv-55

BLUE SPIKE, LLC

v.

NITGEN & COMPANY CO., LTD

CASE NO. 6:13-cv-56

BLUE SPIKE, LLC

v.

SUPREMA, INC., et al.

CASE NO. 6:13-cv-57

BLUE SPIKE, LLC

v.

SONDA TECHNOLOGIES, LTD.

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CASE NO. 6:13-cv-58

BLUE SPIKE, LLC

v.

SPEECHPRO, INC., et al.

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CASE NO. 6:13-cv-59

BLUE SPIKE, LLC

v.

CBS INTERACTIVE, INC.

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CASE NO. 6:13-cv-60

BLUE SPIKE, LLC

v.

M2SYS, LLC

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CASE NO. 6:13-cv-83

BLUE SPIKE, LLC

v.

TYGART TECHNOLOGY, INC.

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CASE NO. 6:13-cv-84

BLUE SPIKE, LLC

v.

KRONOS INC.

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CASE NO. 6:13-cv-86

BLUE SPIKE, LLC

v.

HITACHI AMERICA, LTD.

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CASE NO. 6:13-cv-87

BLUE SPIKE, LLC

v.

IRIS ID SYSTEMS, INC.

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CASE NO. 6:13-cv-88

BLUE SPIKE, LLC

v.

MORPHOTRAK, INC., et al.

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CASE NO. 6:13-cv-89

BLUE SPIKE, LLC

v.

AZZONSOFT US, INC., et al.

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CASE NO. 6:13-cv-106

BLUE SPIKE, LLC

v.

INGERSOLL-RAND CO.

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CASE NO. 6:13-cv-108

BLUE SPIKE, LLC

v.

AMANO CINCINNATI, INC.

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CASE NO. 6:13-cv-109

BLUE SPIKE, LLC

v.

**SMART MEDIA INNOVATIONS, LLC,
et al.**

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CASE NO. 6:13-cv-110

BLUE SPIKE, LLC

v.

**AIRBORNE BIOMETRICS GROUP,
INC.**

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CASE NO. 6:13-cv-112

BLUE SPIKE, LLC

v.

COGNITEC SYSTEMS CORP., et al.

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CASE NO. 6:13-cv-124

BLUE SPIKE, LLC

v.

ENTROPIC COMMUNICATIONS, INC.

CASE NO. 6:13-cv-125

BLUE SPIKE, LLC

v.

VISIBLE WORLD, INC.

CASE NO. 6:13-cv-126

BLUE SPIKE, LLC

v.

INFINISOURCE, INC., et al.

CASE NO. 6:13-cv-127

BLUE SPIKE, LLC

v.

ENSWERS, INC.

CASE NO. 6:13-cv-128

BLUE SPIKE, LLC

v.

AGNITIO CORP.

CASE NO. 6:13-cv-129

BLUE SPIKE, LLC

v.

ZVETCO, LLC

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CASE NO. 6:13-cv-130

**ORDER CONSOLIDATING AND REQUIRING PLAINTIFF TO NOTIFY THE COURT
WHEN CASE IS READY FOR SCHEDULING**

Plaintiff recently filed a notice indicating that the above listed cases are related and that the Plaintiff does not anticipate filing any additional related cases. Plaintiff also requests that this series of related cases proceed under a uniform schedule.

Accordingly, the above listed cases are hereby consolidated into cause number 6:12-cv-499, *Blue Spike, LLC v. Texas Instruments, Inc.*, for all pretrial purposes, including discovery and claim construction. The Court defers any decisions regarding consolidation for trial.

In view of this consolidation, the Clerk of the Court shall add the consolidated defendants to the lead case, as well as lead counsel only. Any other counsel who wishes to appear in the lead case shall file a notice of appearance in that case. Further, the Clerk shall close all cases listed above other than the lead case.

Any motions (including motions challenging venue¹ or jurisdiction) filed prior to consolidation in all cases must be refiled in the consolidated case (6:12-cv-499) to be

¹ This pretrial consolidation—done for case management purposes—does not impact individual parties’ rights to challenge venue as their rights existed prior to this consolidation. *See In re EMC Corp.*, 677 F.3d 1351, 1360 (Fed. Cir. 2012).

considered by the Court.²


The Court further **ORDERS** Plaintiff to file a notice of readiness for scheduling conference when all Defendants in **the consolidated case** have either answered or filed a motion to transfer or dismiss.³ The notice must be filed within five days of the last remaining Defendant's answer or motion. The notice must include a list of any pending motions to dismiss or transfer and a list of any other related cases filed in the Eastern District of Texas involving the same patent(s).

If the consolidated case is not ready for scheduling conference within 90 days of this order, Plaintiff must file a detailed status report explaining the reason for the delay.

Furthermore, attorney Stephen E. Edwards has moved to withdraw from several of the case listed above.⁴ The Court GRANTS the motions in all cases in which it is pending.

It is SO ORDERED.

SIGNED this 25th day of March, 2013.


MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE

² The deadline for responsive briefing to any motions reurged in the lead case should be calculated based on the date the motion was originally filed.

³ Plaintiff should not delay filing the notice because of later-filed, related cases.

⁴ Motions to withdraw are pending in the following cases: *Blue Spike, LLC v. CBS Interactive, Inc.*, 6:13-cv-60, Doc. No. 11; *Blue Spike, LLC v. M2SYS, LLC*, 6:13-cv-83, Doc. No. 11; *Blue Spike, LLC v. Tygart Technology, Inc.*, 6:13-cv-84, Doc. No. 12; *Blue Spike, LLC v. Kronos Inc.*, 6:13-cv-86, Doc. No. 11; *Blue Spike, LLC v. Hitachi America, Ltd.*, 6:13-cv-87, Doc. No. 13; *Blue Spike, LLC v. Iris ID Systems, Inc.*, 6:13-cv-88, Doc. No. 13; *Blue Spike, LLC v. MorphoTrak, Inc.*, 6:13-cv-89, Doc. No. 14; *Blue Spike, LLC v. AxxonSoft US, Inc.*, 6:13-cv-106, Doc. No. 12; *Blue Spike, LLC v. Ingersoll-Rand Co.*, 6:13-cv-108, Doc. No. 14; *Blue Spike, LLC v. Amano Cinninnati, Inc.*, 6:13-cv-109, Doc. No. 11; *Blue Spike, LLC v. Smart Media Innovations, LLC*, 6:13-cv-110, Doc. No. 13; *Blue Spike, LLC v. Airborne Biometrics Group, Inc.*, 6:13-cv-112, Doc. No. 11; *Blue Spike, LLC v. Cognetic Systems Corp.*, 6:13-cv-124, Doc. No. 12; *Blue Spike, LLC v. Entropic Communications, Inc.*, 6:13-cv-125, Doc. No. 7; *Blue Spike, LLC v. Visible World, Inc.*, 6:13-cv-126, Doc. No. 10; *Blue Spike, LLC v. Infinisource, Inc.*, 6:13-cv-127, Doc. No. 10; *Blue Spike, LLC v. Enswers, Inc.*, 6:13-cv-128, Doc. No. 10; *Blue Spike, LLC v. Agnitio Corp.*, 6:13-cv-129, Doc. No. 10; *Blue Spike, LLC v. Zvetco, LLC*, 6:13-cv-130, Doc. No. 10.